

**WHITEHEAD DECLARATION**  
**EXHIBIT HH**



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May 30, 2018

Peter Edge  
Acting Deputy Director  
Immigration and Customs Enforcement  
Office of the Director  
500 12<sup>th</sup> Street, SW  
Washington, DC 20536

JUN 01 2018

Dear Deputy Director Edge:

- On February 14, 2018, GEO submitted a Request for Equitable Adjustment in the amount of (b)(4) related to out-of-scope costs in defending ICE Policy providing (b)(4) per day payment to detainee workers. The ICE Policy is alleged to be in violation of state minimum wage laws in class action lawsuits filed by the Plaintiffs: State of Washington; former Aurora, Colorado detainees; former Tacoma, Washington detainees; and former Adelanto, California detainees.
- On April 18, 2018, GEO sent ICE updated individual Requests for Equitable Adjustments for Aurora, Colorado; Adelanto, California; and Tacoma, Washington ICE Facilities totaling (b)(4).
- As of May 24, 2018, the legal total expenses have increased to (b)(5).
- We are deeply alarmed at the rapidly increasing costs in defending these lawsuits without reimbursement from ICE, or assistance in their defense by the Department of Justice (DOJ).
- Continued defense of these lawsuits is likely to cost \$15-20 million with an expense of tens of millions in the event of a final negative ruling by the courts.
- We have conducted an estimation of the costs necessary to achieve compliance with the Plaintiffs.

(b)(4)

- We urgently implore DOJ to take over the defense of these lawsuits and reimburse GEO for its costs.

(b)(6) (b)(7)(C)

Chairman and CEO

